AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Southern District of Mississippi

SOUTHERN DISTRICT OF MISSISSIPPI
FILED
SEP - 8 2016
ARTHUR JOHNSTON
BY ______ DEPUTY

United States of America
v.
Diamonte Deron Scott
Defendant(s)

Case No. 1:16mj568 -RHW

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of September 5, 2016 in the county of Harrison in the Southern District of MS, Southern Division, the defendant(s) violated:

Code Section	*Offense Description*
18 U.S.C. § 922(g)(1)	Felon in Possession of a Firearm.

This criminal complaint is based on these facts:

See affidavit attched hereto and incorporated herein

☑ Continued on the attached sheet.

[signature]
Complainant's signature

Robert Drace, Task Force Agent, DEA
Printed name and title

Sworn to before me and signed in my presence.

Date: 09/08/2016

[signature]
Judge's signature

City and state: Gulfport, MS

Robert H. Walker, U.S. Magistrate Judge
Printed name and title

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Affidavit for Criminal Complaint

Probable Cause

I, Robert Drace, being duly sworn and deposed, state the following:

I am a Task Force Agent Robert Drace with the Drug Enforcement Administration, (DEA), and Gulf Coast HIDTA Group. My parent agency is the Harrison County Sheriff's Department, where I hold the rank of, Investigator in the Narcotics Division. I am currently assigned as a Task Force Officer with the Drug Enforcement Administration's Gulf Coast Resident Office. The DEA Task Force in Gulfport, Mississippi, is made up of Special Agents from the DEA, Special Agents from the Bureau of Immigration and Customs Enforcement ("ICE"), Agents from the Mississippi Bureau of Narcotics ("MBN"), and Investigators from the local police departments of Biloxi, Harrison County, Hancock County, and Gulfport. I have been assigned to the DEA Task Force in Gulfport, MS for approximately three years. Prior to assignment at the Gulf Coast HIDTA, I was assigned to the Harrison County Sheriff's Department Narcotics Division for two years. Over the last fourteen years at the Harrison County Sheriff's Department, I received special training and experience in firearms through yearly in service trainings and previously investigated firearms offenses. My primary duties at the DEA/Gulf Coast HIDTA include, but is not limited to, the investigation of organized narcotics traffickers. I have participated in numerous narcotics investigations during the course of which I have conducted or participated in: physical and wire surveillances, including previous Title III investigations, undercover transactions, the introduction of undercover agents, the execution of search warrants, debriefing of informants and reviews of taped conversations and drug records. I have also been the Affiant for search warrants and arrest warrants. Through my training, education and experience, I have become familiar with the manner in which illegal drugs are transported, stored, and distributed and the methods of payments for such drugs. Based upon my own personal knowledge and information, I am aware of the following facts and circumstances.

1. On September 4, 2016, Drug Enforcement Administration (DEA) Task Force Officer (TFO) Robert Drace received information that a homicide suspect, identified as Diamonte Deron SCOTT, was wanted through the Lauderdale County Sheriff's Office for murder and attempted murder and had possibly absconded to the Mississippi Gulf Coast.

2. Intelligence obtained through sources of information suggested that SCOTT had in fact absconded to the Mississippi Gulf Coast, more specifically to the City of Gulfport. Based on this intelligence, TFO Drace and Harrison County Sheriff's Department (HCSD) Investigator Jamie Johnson utilized resources that placed SCOTT in the area of Highway 49 in Gulfport, Mississippi. After several hours of tracking leads, TFO Drace and Inv. Johnson located a black Ford Focus bearing Mississippi License plate LAZ 991 traveling east on Highway 90 in Biloxi, Mississippi in the early morning hours of September 5, 2016. TFO Drace and Inv. Johnson identified SCOTT as being in the vehicle and summoned for assistance from the Jackson County Sheriff's Office and Gautier Police Department to assist in a traffic stop of the vehicle. Subsequently, the vehicle began travelling east on Interstate 10 before exiting south onto Exit 61, Gautier-Vancleave Road, where officers initiated lights and sirens to conduct a traffic stop. The vehicle then continued south for approximately an eighth of mile failing to acknowledge officers before coming to a stop.

3. Officers then approached the vehicle that smelled heavily of burnt marijuana, and secured the occupants. The driver was identified as Devonte Legreg Broomfield, with Diamonte Deron SCOTT as the front seat passenger and Raven Samai Adams as the rear seat passenger. Criminal records checks were conducted on all individuals that confirmed SCOTT was entered on NCIC as a fugitive from justice through the Lauderdale County Sheriff's Office for Murder and Attempted Murder. SCOTT was taken into custody and found to possess two cellular phones, a large sum of currency, multiple gold chains and a Samsung tablet.

4. A subsequent search of the vehicle yielded a rental car contract issued to Kiya Grace and a Davis Industries double barrel pistol from within the glovebox. Raven Adams cooperated and related that SCOTT is her current boyfriend and that they had traveled to the coast for vacation. Adams further related that they obtained a hotel room at the Motel 6 in Gulfport on the previous date and had planned to stay till September 6. Adams then consented to a search of the hotel room (Room 207) that did not yield any items of evidentiary value. A receipt was obtained for the room that was registered in the name of Travis Brooks. Adams claimed that they used SCOTT's brother's name, Travis Brooks, for the room and the name Kiya Grace for the rental car because both lacked identifications. In conclusion, Broomfield and Adams denied any knowledge of the handgun and were released without charges. SCOTT was Mirandized and also denied knowledge of the handgun adamant that he was innocent of any crime. As part of this investigation I have obtained photographs of SCOTT with the weapon found in the glovebox.

5. SCOTT was then transported to and booked into the Harrison County Jail where he was held without a bond pending extradition to Lauderdale County. SCOTT's

cellphones, currency, tablet and the handgun were placed into the HCSD evidence locker for safekeeping.

6. The firearm was identified as a DAVIS INDUSTRIES .38 caliber Derringer bearing the serial number D069932.

7. I know, based upon my training and experience that no firearms, to include the DAVIS INDUSTRIES 38 Derringer recovered in Diamonte Deron SCOTT's possession, are manufactured in the State of Mississippi. Therefore any firearm would have moved in or affected interstate commerce to now be physically located in Mississippi.

8. On November 17, 2009 in the Circuit Court of Lauderdale County, Mississippi, Diamonte Deron SCOTT, was sentenced for the crimes of Burglary of a Building Other Than a Dwelling. SCOTT was ultimately sentenced to serve a term of Four (4) years in the custody of the Mississippi Department of Corrections, with Four (4) years· suspended and Four (4) years supervised probation under the supervision of the Mississippi Department of Corrections.

9. I believe there is sufficient probable cause to believe that Diamonte Deron SCOTT violated Title 18, United States Code Section 922 (g)(1), *i.e* felon in possession of a firearm.

Further your affiant sayeth not.

Robert Drace
Task Force Agent, US Department of Justice
Drug Enforcement Administration

Sworn and subscribed by me this 8th day of September, 2016.

United States Magistrate Judge